TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section 238.1 (303.2) to permit a front yard setback of 22 feet in lieu of the required average setback of ___ feet, and Section 238.2 to permit a rear yard setback of 16 feet in lieu of the required 30 feet. of the Zoning Regulations of Ealtimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or practical difficulty) Configuration of the lot and of the building necessary to do business necessitates the variance requested. Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law For Baltimore County. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Legal Owner(s): SALVO REALTY, INC,

GACY S. SALVO VICTO PRESIDENT Contract Purchaser: Leasee William Cooper (Type or Print Name) Helliam C Cooper MAR. 4/2 NE 2-6 _321_Fallsway_ TUTTION (Type or Print Name) D.Silict. Baltimore, Maryland 21202 I+Cm 240 335-3510 Robert & Romadke / Jath O. Gostam 11509 Pulaski Hwy. White Marsh, Maryland 21162 Name, address and phone number of legal owner, con-7's Telephone No.: 686 7274 ERED By The Zoning Commissioner of Baltimore County, this ____ $\frac{19-83}{1}$, that the subject matter of this petition be advertised, as by the Zoning Law c. Paltimore County, in two newspapers of general circulation throughalimore County, that prop. y be posted, and that the public hearing be had before the Zoning Courty, on the 11th day of August, 1983, at 11:45 o'clock UNIA 2511 mm 136
The above described parcel of land being subject to the drainage rights as shown on plat number 11022, (as revised May 21, 1954). The above described parcel of land being subject to the building restriction line as shown on plat number 11022, (as revised May 24, 1954). The above described parcel of land being subject to such drainage rights as now exist. The above described parcel of land being subject to the Desial of Vehicular Access across that portion of the right of way line which is so marked on the attached plat number 11022, (as revised May 21, 1954). TO HAVE AND TO HOLD the said parcel of land unto the said Salvo Realty, Incorporated, its successors and assigns, as to a leasehold interest forever, subject to the reservations and restrictions hereinbefore set forth. IN TESTIMONY WHEREOF, Witness the hands and seals of the parties hereto. Russell H. McCain, Chairman Medyar Tompell (SEAL) Witness: Edgar/T. Bennett, Member Constituting the State Roads Commission of Maryland Jun. W/Cel- YSEAL) Theodore R. McKeldin Governor of Maryland Mucon Times (SEAL) J. Millard Tawes Comptroller of Maryland Joseph O'C. McCasker Arrand to 17 fra entime of the f

Constituting the Board of

Public Works of Maryland

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RE: PETITION FOR VARIANCES BEFORE THE ZONING COMMISSIONER NW Corner of Pulaski Hwy. & Chesaco Ave., 15th District OF BALTIMORE COUNTY SALVO REALTY, INC., Case No. 84-45-A ::::::: ORDER TO ENTER APPEARANCE

Mr. Commissioner:

Pursuant to the authority contained in Section 524.1 of the Baltimore County Charter, I hereby enter my appearance in this proceeding. You are requested to notify me of any hearing date or dates which may be now or hereafter designated therefor, and of the passage of any preliminary or final Order in connection therewith.

Peter Max Zimmerman Deputy People's Counsel

John W. Hessian, III People's Counsel for Baltimore County Rm. 223, Court House Towson, Maryland 21204 494-2138

1 HEREBY CERTIFY that on this 22nd day of July, 1983, a copy of the foregoing Order was mailed to Robert J. Romadka, Esquire and John B. Gontrum, Esquire, 809 Eastern Blvd., Baltimore, MD 21221, Attorneys for Petitioner; and Mr. William Cooper, 321 Fallsway, Baltimore, MD 21202, Lessee.

18112511 mar 1314 THIS DEED, Made this 12 day of 9 nineteen hundred and fifty-four, by and between Russell H. McCain, Chairman, Edgar T. Bennett and Brassell Kelly, constituting the State Roads Cossission of Maryland, parties of the first part, and Theodore R. McKeldin, Governor of Marylani, J. Millard Tawes, Comptroller of Maryland, and Hopper S. Miles, Treasurer of Maryland, constituting the Board of Public Works of Maryland, parties of the second part, and Salvo Realty, Incorporated, a corporation of the State of Maryland, party of the third part.

WHEREAS, the State Roads Commission of Maryland has agreed for valuable considerations to convey to Salvo Realty, Incorporated, a leasehold interest in the hereinafter described parcel of land which is owned by the State of Maryland, to the use of the State Roads Commission of Maryland, and which is not needed or required in connection with the State Roads System of Maryland, and

WHEREAS, under the provisions of Section 6 of Article 893 of the Code of Public General Laws of Maryland, it is necessary for the Board of Public Works to join in the conveyance of any land by the State Roads Commission of Maryland.

NOY, THERAFORE, THIS DEED WITNESSETH: That for and in consideration of the sum of Twenty Thousand Six Hundred Dollars (\$20,600,00) and other good and valuable considerations, the receipt of which is hereby acknowledged, the said parties of the first and second parts, do hereby grant and convey and quitclaim unto the party of the third part, its successors and assigns, consisting of a leasehold interest in and to the following described parcel of land lying in Baltimore County, Maryland, and described as follows, to wit:

BEGINNING for the same at a point in the West side of Chesaco Avenue, said point of beginning being the intersection of the westerly right of way line of Chesaco Avenue with the Northermost right of way line of the road leading from Baltimore to Aberdeen, said point of beginning being situated fifteen (15) feet measured at right angles from Station 1+63 of the Base Line of Right of Way as said Ease Line of Right of Way is delineated on State Roads Commission's Plat Number 11022 (as revised May 21, 1974) absorbed and duly recorded among the Plat Records of Baltimore hereto end rude a part hereof, running thence and binding on a part of the aforementioned westerly right of way line of Chesaco Avenue, 48 feet more or less in a northeasterly direction to intersect the second line of the

parcel of land described in a deed from Eertha T. Herbert to the State of Maryland, to the use of the State Roads Commission of Maryland, dated March 26, 1935, and recorded among the Land Records of Baltimore County in Hiber C.W.P. Jr. 951 Folio 211, running thence and binding on said second line in a southwesterly direction 251.00 feet more or less to intersect the third line of the aforesaid deed from Pertha T. Herbert to the State of Maryl, I, to the use of the State Roads Commission of Maryland, running thence and binding on said third line in a southeasterly direction 86 feet more or less to intersect the northerly right of way line of the road leading from Baltimore to Aberdeen, said point of intersection being 75 feet measured at right angles from approximate Station 58+34 of the Base Line of Right of Way as delineated on the State Roads Commission's Plat Number 11022 (as revised Kay 24, 1954) attached hereto and made a part hereof, running thence and binding on a part of said northerly right of way line for a distance of 216.00 feet more or less a part of said northerly right of way line being a part of the second line of that parcel of land which by deed dated March 13, 1935, was conveyed by John C. Schirmer and wife to the State of Maryland, to the use of the State Roads Commission of Maryland, and being recorded among the Land Records of Baltimore County in Liber 946 Folio 545, running thence and binding on a line hereby established as a right of way line in a northerly direction to the place of beginning, containing 0.52 acres, more or less. Being a part of that parcel of lard, a leasehold interest in

which was conveyed by Bertha T. Herbert, widow to the State of Maryland, to the use of the State Roads Commission of Maryland, dated March 26, 1935, and being recorded among the Land Records of Baltimore County, in Liber 951, Folio 211.

Feing a part of that parcel of land, a leasehold interest in which was conveyed by John C. Schirmer and wife to the State of Maryland, to the use of the State Roads Commission of Maryland, dated March 18, 1935, and being recorded among the Land Records of Baltimore County in Liber 946, Folio 51,5.

The above described parcel of land being subject to the easement rights of the State Roads Commission of Maryland as shown on plat number 11022, (as revised May 24, 1954).

BALTIMORE COUNTY

ZONING PLANS

ADVISORY COMMITTEE



PETITION AND SITE PLAN

EVALUATION COMMENTS

100 mg

BALTIMORE COUNTY ZONING PLANS ADVISORY COMMITTEE

July 29, 1983

COUNTY OFFICE BLDG. 111 W. Chesapeake Ave. Towson, Maryland 21204 Robert J. Romadkda, Esquire and John B. Gontrum, Esquire Nicholas B. Commodari

809 Eastern Blvd. Baltimore, Maryland 21221

RE: Case No. 84-45-A (Item No. 240) Petitioner - Salvo Realty, Inc. Variance Petition

Dear Gentlemen:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments submitted with the above referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. The Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

In view of your client's proposal to construct a bank building on this currently vacant site closer to the rear and front property lines, the hearing is required. As I indicated to Mr. Gontrum, the forms were changed to reflect a front yard requirement of 44' in lieu of the 43.5' as shown on the submitted site plan.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

> Very truly yours, Zoning Plans Advisory Committee

NBC:mch Enclosures cc: Frank S. Lee 1277 Neighbors Avenue Baltimore, Maryland 21237 BALTIMORE COUNTY
DEPARTMENT OF PUBLIC WORKS
TOWSON, MARYLAND 21204

HARRY J. PISTEL, P. E. DIRECTOR June 16, 1983

Mr. William E. Hammond Zoning Commissioner County Office Building Towson, Maryland 21204

> Re: Item #240 (1982-1983) Property Owner: Salvo Realty, Inc. N/W corner Pulaski Highway & Chesaco Avenue Acres: 0.51 District: 15th

Dear Mr. Hammond:

The following comments are furnished in regard to the plat submitted to this office for review by the Zoning Advisory Committee in connection with the subject

Pulaski Highway (U.S. 40) is a State Road; therefore, all improvements, intersections, entrances and drainage requirements as they affect the road come under the jurisdiction of the Maryland State Highway Administration. Any utility construction within the State Road right-of-way will be subject to the standards, specifications and approval of the State in addition to those of Baltimore County.

Chesaco Avenue, an existing public road, is proposed to be further improved in the future as a 40-foot closed section roadway on a 60-foot right-of-way in the vicinity of this property.

The entrance locations are also subject to approval by the Department of Traffic Engineering.

Development of this property through stripping, grading and stabilization could result in a sediment pollution problem, damaging private and public holdings downstream of the property. A grading permit is, therefore, necessary for all grading, including the stripping of top soil.

Storm Drains:

Provisions for accommodating storm water or drainage have not been indicated on the submitted plan.

The Petitioner must provide necessary drainage facilities (temporary or permanent) to prevent creating any nuisances or damages to adjacent properties, especially by the concentration of surface waters. Correction of any problem which may result, due to improper grading or improper installation of drainage

Chairman

Bureau of

Department of

Bureau of Fire Prevention

Health Department

Project Planning

Board of Education

Zoning Administration

(4) (4) (a)

Pursuant to the advertisement, posting of property, and public hearing on the Petition and it appearing that strict compliance with the Baltimore County Zoning Regulations would would required result in practical difficulty and unreasonable hardship upon the Petitioner(s) and the granting of the variance(s) requested withwill not adversely affect the health, safety, and general welfare of Item #240 (1982-1983) Maryland Department of Transportation the community, the variance(s) should should xnot be granted. Property Owner: Salvo Realty, Inc. June 14,1983 Lowell K. Bridwell June 16, 1983 . M. S. Caltrider BALTIMORE COUNTY DEPARTMENT OF HEALTH day of August , 19 83 , that the herein Petition for Variance(s) to permit a front Water and Sanitary Sewer: Zoning Commissioner yard setback of 22 feet in lieu of the required average setback of 44 feet and Office of Planning and Zoning Public 12-inch water mains and 8-inch public sanitary sewerage exist in County Office Building Chesaco Avenue. There is also a 36-inch public water main in Pulaski Highway. a rear yard setback of 16 feet in lieu of the required 30 feet for the expressed Towson, Maryland 21204 Zoning Item # 240, Zoning Advisory Committee Meeting of May 24, 1983 purpose of constructing a bank building, in accordance with the site plan prepared May 25, 1983 ROBERT A. MORTON, P.E., CHEE Property Owner: Salvo Realty, Inc.

Location: NW/Con Pulaski Highway District 15+4 by Frank S. Lee, dated March 18, 1983, and marked Petitioner's Exhibit 1, is Bureau of Public Services GRANTED, from and after the date of this Order, subject, however, to the following Mr. William Hammond Re: ZAC Meeting of 5-24-83 RAM: EAM: FWR:ss Zoning Commissioner Water Supply public ITEM: #240. restrictions: County Office Building Property Owner: Salvo Realty, J-SE Key Sheet Towson, Maryland 21204 COMMENTS ARE AS FOLLOWS: 1. The site plan shall indicate the front yard average 8 NE 20 Pos. Sheet NE 2 E Topo setback of 44 feet. Location: NW/Cor. Pulaski Attention: Mr. N. Commodari () Prior to approval of a Building Permit for construction, renovation and/or 89 Tax Map Highway, Route 40-E and installation of equipment for any existing or proposed food service facility, complete plans and specifications must be submitted to the Plans Review 2. A revised site plan, incorporating the restriction set Chesaco Avenue forth above, shall be submitted for approval by the Existing Zoning: B.R.-CS-1 Section, Environmental Support Services, for final review and approval. Maryland Department of Transportation, the Department Proposed Zoning: Variance to of Public Works, and the Office of Planning and Zoning. (x) Prior to new installation/s of fuel burning equipment, the owner should contact the Division of Air Pollution Control, 494-3775, to obtain requirepermit a front yard setback of 22' in lieu of the required ments for such installation/s before work begins.

() A permit to construct from the Division of Air Pollution Control is required average setback of 43.5' and to permit a rear yard setback for such items as spray paint processes, underground gasoline storage tank/s of 16' in lieu of the required (5,000 gallons or more) and any other equipment or process which exhausts () A permit to construct from the Division of Air Pollution Control is required Acres: 0.51 District: 15th for any charbroiler operation which has a total cooking surface area of five (5) square feet or more. Dear Mr. Hammond: () Prior to approval of a Building Permit Application for renovations to existing or construction of new health care facilities, complete plans and On review of the site plan of 3-18-83 and field inspection, the State Highway Administration finds the plan generally acceptable. specifications of the building, food service area and type of equipment to be used for the food service operation must be submitted to the Plans Review and Approval Section, Division of Engineering and Maintenance, State Department The S.H.A. - Bureau of Engineering Access Permits has an existing permit A-B-9773-82 to cover all improvements within the of Health and Mental Hygiene for review and approval. S.H.A. Right of Way. Prior to any new construction or substantial alteration of public swimming pool, wading pool, bathhouse, saunas, whirlpools, hot tubs, water and sewerage facilities or other appurtenances pertaining to health and safety; two (2) Very truly yours, copies of plans and specifications must be submitted to the Baltimore County Charle L Department of Health for review and approval. For more complete information, Charles Lee, Chief contact the Recreational Tygiene Section, Division of Environmental Support Bureau of Engineering Access Permits () Prior to approval for a nursery school, owner or applicant must comply with all Baltimore County regulations. For more complete information, contact CL:GW:maw By: George Wittman the Division of Maternal and Child Health. cc: Mr. J. Ogle () If lubrication work and oil changes are performed at this location, the method providing for the elimination of waste oil must be in accordance with Water Resources Administration requirements. My telephone number is (301) 659-1350 Teletypewriter for Impaired Hearing or Speech
383-7555 Baltimore Metro — 565-0451 D.C. Metro — 1-800-492-5062 Statewide Toll Free P.O. Box 717 / 707 North Calvert St., Baltimore, Maryland 21203 - 0717 SS 20 1082 (1) BALTIMORE COUNTY
DEPARTMENT OF PERMITS & LICENSES
TOWSON, MARYLAND 21204
494-3900 BALTIMORE COUNTY
DEPARTMENT OF TRAFFIC ENGINEERING
TOWSON, MARYLAND 21204
494-3550 BALTIMORE COUNTY, MARYLAND June 6, 1983 INTER-OFFICE CORRESPONDENCE STEPHEN E. COLLINS DIRECTOR William E. Hammond June 22, 1983 TO Zoning Commissioner Date July 29, 1983 Norman E. Gerber, Director Zoning Item # 240 Page 2 FROM Office of Planning and Zoning Comments on Item # 240 Zoning Advisory Committee Meeting May 24, 1983 Mr. William Hammond Zoning Commissioner SUBJECT Zoning Petition #84-45-A Salvo Realty, Inc. Property Comer: Salvo Realty, Inc.
Location: NW/Cor. Pulaski Highway & Chesaco Avenue
Existing Zoning: B.R. -CS-1
Proposed Zoning: Variance to permit a front yard setback of 22' in lieu of the required County Office Building Towson, Maryland 21204 () Any existing underground storage tanks containing gasoline, waste oil, solvents, etc., must have the contents removed by a licensed hauler and Meeting of May 24, 1983 Item No. 237, 238, 239, 240 241, 242, 243, 244, 246, 247, and 248 average setback of 43.5' & to permit a rear yard setback of 16' in lieu of the either be removed from the property or properly backfilled. Acres: 0.51 District: 15th It would appear that the subject parcel of land is part of a larger () Soil percolation tests have been conducted. property and, therefore, would be subject to processing by the CRG. Location: Further, if it is part of a larger property, it would be necessary to The results are valid until

Revised plans must be submitted prior to approval of the percolation Existing Zoning: complete the CRG process before this office could adequately review A. All structure shall conform to the Baltimore County Building Code 1981/ Council Bill b-82 State of Maryland Code for the Handicapped and Aged; and comment on the subject petition. () Prior to occupancy approval, the potability of the water supply must be verified by collection of bacteriological and chemical water samples.

() In accordance with Section 13-117 of the Baltimore County Code, the water (B.) A building/and other miscellameous permits shall be required before beginning C. Residential: Three sets of construction drawings are required to file a permit application. Architect/Engineer seal is/is not required. Norman E. Gerber, Director
Office of Planning and Zoning) shall be valid until D Commercial: Three sets of construction drawings with a Maryland Registered Architect or Engineer shall be required to file a permit application. District: is not acceptable and must be retested. This must be accomplished prior to conveyance of property or approval of Building Permit NEG: JGH: si E. An exterior wall erected within 6'0 of an adjacent lot line shall be of one hour fire resistive construction, no openings permitted within 3'-0 of lot lines. A firewall is required if construction is on the lot line, See Table 401, line 2, Section 1407 and Table 1402. () All roads and parking areas should be surfaced with a dustless, bonding The Department of Traffic Engineering has no comments for items numbers 237, 238, 239, 240, 241, 242, 243, 244, 246, 247, and 248. F. Requested variance conflicts with the Baltimore County Building Code. (X) No health hazards are anticipated. G. A change of occupancy shall be applied for, along with an alteration permit application, and three required sets of drawings indicating how the structure will meet the Gode requirements for the proposed change. Drawings may require (X) Others If a plan is required to be submitted to the Country Review Group for review, a Hydrogeological Study

And AN Environmental Effects Report will be required. H. Before this office can comment on the above structure, please have the owner, thru the services of a Registered in Maryland Architect or Engineer certify to this office, that, the structure for which a proposed change in use is proposed can comply with the height/area requirements of Table 505 and the required construction classification of Table 401. Comments: Show 12'-0" wide handicapped parking, signs, curb cuts, building access, etc., in compliance with State Code and/or BOCA Section 515.0. HOTE: These comments reflect only on the information provided by the drawings submitted to the office of Planning and Zoning and are not intended to be construed as the full extent of any permit.

If desired, additional information may be obtained by visiting Room #122 (Plans Review) at 111 West Chesapeake Ave., 21204 Charles E. Burnham, Chief Plans Heview BUREAU OF ENVIRONMENTAL SERVICE SS 20 1080 (2)

JAN 10 tas

FOTICE OF HEARING Re: Petition for Variances NW/corner of Pulaski Hwy. & Chesaco Ave. Salvo Realty, Inc. - Petitioner Case No. 84-45-A DATE: Thursday, August 11, 1983 PLACE: ROOM 106 COUNTY OFFICE BUILDING, 111 W. CHESAPEARE AVENUE, No. 117370 LITIMORE COUNTY band Salvo - n. w corner Pulation + 8 034*****1000010 \$105A 1277 Keighbors Averme Beltimore, Maryland 21237 BALTIMORE COUNTY OFFICE OF PLANNING & ZONING County Office Building 111 W. Chesapeake Avenue Towson, Maryland 21204 Your Petition has been received and accepted for filing this ______ day WILLIAM E. HAMMOND Zoning Commissioner Petitioner's Attorney Bobert J. Romadka. & John Reviewed by: Julia B. Commodani Chairman, Zoning Plans

N 16 144

Advisory Committee

